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Attorneys for the Plaintiff Ricoh Company, Ltd.

**IN THE UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN FRANCISCO DIVISION**

\_\_\_\_\_  
 RICOH COMPANY, LTD.,

Plaintiff,

vs.

\_\_\_\_\_  
 AEROFLEX INCORPORATED, AMI  
 SEMICONDUCTOR, INC., MATROX  
 ELECTRONIC SYSTEMS, LTD., MATROX  
 GRAPHICS INC., MATROX  
 INTERNATIONAL CORP. and MATROX  
 TECH, INC.,

Defendants.  
 \_\_\_\_\_

)  
 )  
 ) Case No. C03-4669 MMC  
 )  
 ) PATENT INFRINGEMENT ACTION  
 )  
 ) PLAINTIFF'S PROVISIONAL  
 ) RESPONSE TO DEFENDANTS'  
 ) NOTICE TO COURT RE ORDER  
 ) REQUIRING DELIVERY OF  
 ) DOCUMENTS OUTSTANDING AT  
 ) TIME OF TRANSFER OF CASE FROM  
 ) DELAWARE  
 )  
 )

PLAINTIFF'S PROVISIONAL RESPONSE TO DEFENDANTS' NOTICE TO COURT

*Ricoh v. Aeroflex et al.* C03-4669 MMC

1 Plaintiff Ricoh Company, Ltd. (hereinafter "Plaintiff") respectfully submits the  
2 following Provisional Response to Defendants' Notice to Court re Order Requiring Delivery of  
3 Documents Outstanding at Time of Transfer of Case from Delaware, filed on or about October  
4 30, 2003 (hereinafter "Defendants' Notice").

5  
6 Defendants' Notice concerns a dispute that arose in this case while it was pending in  
7 the District of Delaware, before the case was transferred to this Court. Plaintiff agrees that the  
8 dispute should be resolved by this Court, but believes that any such resolution is premature at  
9 this time.

10 The above-captioned case is related to another case pending before Judge Jenkins of  
11 this Court, *Synopsys, Inc. v. Ricoh Company Ltd.*, N.D. Cal. Case No. 03-2289-MJJ. Both sides  
12 have filed related case notices in this case and in the *Synopsys* case, stating that the two cases are  
13 related. In light of that, Plaintiff believes that the above-captioned case will be related to the  
14 *Synopsys* case in the near future, and will therefore be transferred to Judge Jenkins consistent  
15 with the practice of this Court, since the *Synopsys* case has the lower case number. For that  
16 reason, Plaintiff requests the Court not to take any action at this time with regard to Defendants'  
17 Notice. After the case is transferred to Judge Jenkins, Plaintiff will provide a substantive  
18 response to Defendants' Notice and the dispute can be resolved in due course. If the Court  
19 indicates that it wishes to resolve the dispute prior to the expected transfer of this case to Judge  
20 Jenkins, however, Plaintiff will at that time provide the Court with a substantive response to  
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1 Defendants' Notice.

2  
3 Dated: October 31, 2003

Respectfully submitted,

4 Ricoh Company, Ltd.

5  
6 By: \_\_\_\_\_  
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